IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 894 OF 2004
IN
SECOND APPEAL NO. 136 OF 1989

Krishna Namdeo Yelvande. ... Applicant.
Versus.
Baban Sadashiv Gaikwad
(since deceased through his LRs.)
Smt.Shevantabai Baban Gaikwad & ors. ... Respondents.

Shri S.S.Kulkarni for the Applicant.

CORAM : ABHAY S. OKA, J.

DATED : 27th January, 2005.

P.C.:

1. The learned Advocate appearing for the Applicant states that the notices of this Application is served on the learned Advocate appearing for the Respondents Nos.1-B to 1-D.

2. By order dated 6th March 2003 the Second Appeal is dismissed on account of failure to bring on record the legal representatives of the deceased Respondent No.1A. In this Civil Application it is stated that the Respondents Nos.1-B to 1-D who are already on record are the legal representatives of the Respondent No.1-A. In view of this position, the Civil Application is made absolute in terms of prayer clauses (a) to (c). Amendment to be carried out within a period of four weeks from today.

3. If the Second Appeal is ready in all respects, office is directed to place the same for final hearing on 2nd March 2005.

Judge.